

United States District Court
Southern District of Texas
FILED

AUG 10 2010

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
McALLEN DIVISION

David J. Bradley, Clerk

UNITED STATES OF AMERICA

v.

ELPIDIO HERNANDEZ-GUZMAN

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Criminal No **M-10-2204-M-02**

ORDER

Came on to be considered "Government's Motion to Withdraw Unopposed Motion to Dismiss Complaint" *(Docket No. 38)* as to defendant, Oscar Mendiola with case number M-10-2128-M for the reason that it was mistakenly filed in this case. It is the opinion of this Court that said motion should be GRANTED.

It is ORDERED that the "Government's Motion to Withdraw Unopposed Motion to Dismiss Complaint" *(Docket No. 37)* as to defendant Oscar Mendiola with case number M-10-2128-M is hereby withdrawn.

SIGNED on this the 10th day of August, 2010 at McAllen, Texas.


PETER E. ORMSBY
UNITED STATES MAGISTRATE JUDGE